

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO**

<p>IN RE:</p> <p><b>RAMOS ALICEA, JOSE ALADINO SANCHEZ GONZALEZ, LUCIRIS I</b></p> <p>DEBTOR(S)</p>	<p><b>CASE NUMBER: 10-05746 (ESL)</b></p> <p><b>ASSET CASE</b> (Chapter 7)</p>
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**MOTION FOR SALE OF VESSEL AT PRIVATE-PUBLIC SALE  
FREE AND CLEAR OF LIENS**

**WIGBERTO LUGO MENDER**, the undersigned trustee represents that he will sell at private-public sale property of debtors' state as described below:

**2000 Sea Ray 380, Sundancer Cabin Cruiser**  
**All Fiberglass Reinforced Plastic constructed, Deep-V Hull configured,**  
**Vessel is propelled by (2) Inboards Turbo Diesels Engines.**  
**Vessels exhibiting a fair condition but in need of repairs and maintenance.**

\*\* A set of full color pictures of the boat is attached to this notice of sale. \*\*

**TERMS AND CONDITIONS:**

1. Sale shall be free and clear of liens; such liens, if any, shall attach to proceeds. See 11 U.S.C. § 363(f). Upon the undersigned inspection at the corresponding public records entity there are no identified liens or encumbrances over the boat subject of this sale. The vessel appears free and clear of liens.
2. The Trustee hereby informs that, through the services of the appointed Marine Sales Broker, he has obtained a private offer from this boat Mrs. Maria Carballosa de Dominguez. The amount offered for this vessel is \$55,000.00.
3. There is no recent survey or appraisal report performed for this boat. Nonetheless, the trustee believes that the price obtained in this private offer is reasonable since after conducting marketing efforts to this date this is the best firm offer received. This is the best interested party and offer

obtained, given the current used boat market conditions in Puerto Rico.

4. In compliance with LBR 6004-1, the undersigned trustee states that in his best business judgment and after conducting reasonable marketing efforts, the proposed sale price is at least equal to or more than the actual value of the property.
5. Unless a party in interest files a written objection, with a copy thereof served to the Trustee, or a better offer is received within the prescribed period of twenty days, the trustee will complete the sale contemplated herein and adjudicate the sale to the best firm offeror, being at this time that presented by Mrs. Maria Carballosa de Dominguez. .
6. In the event that a better firm offer is received within the prescribed period of twenty one days from this notice, an auction will be scheduled to allow for the public bidding of this vessel. The minimum amount to be considered as a better offer shall be **\$60,000.00** and a 5% deposit will be required from any potential bidder to participate at an auction. In the event that an objection is filed, the Court will schedule a hearing.
7. In the event that a public auction is conducted, the sale will be adjudicated to the highest bidder, except when the trustee, at his sole discretion, rejects any bids that does not comply with this notice or does not represent a fair price for the property to be sold.
8. In the event that a public auction is conducted, full payment of the sales price shall be required from the bidder to whom the sale is adjudicated payable in cash or check, upon adjudication at the auction.
9. The vessel shall be transferred on an **“AS IS” “WHERE IS”, and “WITH ALL FAULTS”** basis. **THE TRUSTEE EXPRESSLY DISCLAIMS ALL EXPRESS AND IMPLIED WARRANTIES OF MECHANICAL FITNESS FOR A PARTICULAR PURPOSE.**

All risk of loss shall pass to the buyer upon adjudication of the sale by the trustee. No seatrial has been conducted on this boat nor can be requested at this time given the current location of the boat.

10. Sales adjudicated at the auction are final and shall constitute an enforceable contract between the trustee and the buyer(s).

11. Buyer shall remove the vessel purchased from the current storage location not later than 5 days following payment of the full purchase price, at buyer's sole cost and risk. Failure to remove the property from the premises as and when provided herein shall entitle the trustee to void the sale, and the deposit as well as any other moneys given shall be deemed forfeited for the benefit of the estate.

12. Regarding disbursements to be completed by the trustee from the proceeds of this sale the same will be as follows:

a) Title transfer recording fees and stamps payable to "Departamento de Recursos Naturales y Ambientales de Puerto Rico - Oficina del Comisionado de Navegación" estimated in the amount of \$ **200.00** are to be paid by the trustee in full from the gross proceeds at the time of closing.

b) Administrative Fines recorded against the boat payable to "Departamento de Recursos Naturales y Ambientales de Puerto Rico - Oficina del Comisionado de Navegación" estimated in the amount of \$ **4,800.00** are to be paid by the trustee in full from the gross proceeds at the time of closing.

13. Since the date of filed, this vessel has been stored at Marina Puerto del Rey, Ceiba. The amount of outstanding storage fees claimed by Marina Puerto del Rey, Inc., is **\$42,888.62**. From this balance, the amount of **\$33,400.05** correspond to storage fees accrued after the date of the filing of the instant petition. Pursuant to 11 U.S.C. Section 503, the amount of **\$6,414.65** plus any additional charges accrued up to closing date is entitled to administrative status and will be paid in cash and in full from gross proceeds. Any and all balance due accrued prior to the filing of the bankruptcy petition and in excess of this amount will be classified as a general unsecured claim subject to distribution pursuant the provisions of 11 U.S.C. Section 726.

14. The property subject of this sale may be inspected by potential buyers and other parties in interest upon appointment with the undersigned trustee and the appointed marine sales broker.

NOTICE IS HEREBY GIVEN that no liens or secured creditors have been identified that may encumber the vessel subject of this sale. Any purported creditor with a valid and enforceable lien over the assets of this estate shall inform the trustee or objected to this sale within the next **TWENTY ONE (21) DAYS** from the Date of this Notice, in order have its claim considered within the sale of these assets.

NOTICE IS FURTHER GIVEN that unless a party in interest files a written objection, with a copy thereof served to the trustee, within **TWENTY ONE (21) DAYS** from the Date of this Notice, the trustee will conduct the sale contemplated herein and will adjudicate the sale(s) upon the terms herein set forth. Should a timely objection be filed, a hearing on such objection will be scheduled by the Court.

**WHEREFORE**, the undersigned trustee respectfully prays this Honorable Court for the approval of this sale, free and clear of liens and encumbrances, pursuant the terms and conditions detailed above, and to order any further relief as may be deemed appropriate.

**I HEREBY CERTIFY:** That on this same date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the parties appearing in said system

**I hereby Certify That:** Copy of this notice **with all the exhibits** has been hand delivered to: the **United States Trustee's Office**, Ochoa Building, 500 Tanca Street, Suite 301, Old San Juan, Puerto Rico; and has been served by First Class certified mail to: **Jose A Ramos Alicea & Luciris Sanchez Gonzalez (Debtor)** PO Box 194770, San Juan, PR 00919; **Felix Zeno Gloro, Esq. (Attorney for Debtor)** to P.O. Box 1945, Arecibo, PR 00613-1945; **Secretario de Recursos Naturales y Ambientales de Puerto Rico c/o Hon. Daniel J Galan Kercado** P.O Box 9066600, Puerta de Tierra Station, San Juan 00906-6600; **Oficina del Comisionado de Navegación c/o Enrique Perez Prado** P.O. Box 366147 San Juan, Puerto Rico 00936; **Secretario de Justicia de Puerto Rico c/o Hon. Guillermo Somoza Colombani** Apartado 9020192 San Juan, Puerto Rico 00902-0192 and **Marina Puerto del Rey, Inc.** PO Box 1186, Fajardo, PR 00738-1186

**I further certify that:** Copy of this notice **without exhibits** has been served by First Class Mail to all creditors and other parties in interest, as detailed in the enclosed Master Address List.

**I further certify that** copy of this Notice will be posted on the bulletin board at Ochoa **Building**

In Guaynabo, Puerto Rico, this 20 day of April of 2011.

*s/Wigberto Lugo Mender*

Wigberto Lugo Mender, Trustee  
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Label Matrix for local noticing  
0104-3  
Case 10-05746-ESL7  
District of Puerto Rico  
Old San Juan  
Wed Apr 20 15:40:10 AST 2011

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RAFAEL GUTIERREZ MESA  
C/O LCDA MARIA I CORDOVA ITURREGUI  
PO BOX 1539  
GUAYNABO, PR 00970-1539

RAFAEL SANTIAGO RUIZ  
APTO. 1305-CONDO. MONTESOL  
#44 CALLE AREKA  
GUAYNABO, PR 00969-6860

RAFAEL YULIAN SCHWARZ  
APTO. 1501-CONDO. MONTESOL  
#44 CALLE AREKA  
GUAYNABO, PR 00969-6860

RG PREMIER BANK  
C/O LCDO JOHN GARCIA  
PO BOX 362394  
SAN JUAN PR 00936-2394

ROCHELY CRUZ OTERO  
APTO. 1402-CONDO. MONTESOL  
#44 CALLE AREKA  
GUAYNABO, PR 00969-6860

ROLANDO FANTAUZZI HUERTAS  
APTO. 304-CONDO. MONTESOL  
#44 CALLE AREKA  
GUAYNABO, PR 00969-6860

RONALD NIEVES INFANZON  
C/O LCDO NELSON N. CORDOVA-MORALES  
PO BOX 11609  
SAN JUAN, PR 00910-2709

SAMRY BURGOS IZSCHOPPE  
C/O CAROLINA BARRARDINI LUGO  
CALLE PERLA #5, SANTA CLARA  
GUYANABO, PR 00969-6854

SANTANDER MORTGAGE CORP  
PO BOX 362589  
SAN JUAN, PR 00936-2589

SANTANDER MORTGAGE GROUP  
C/O LCDO ERASMO REYES PENA  
PO BOX 362589  
SAN JUAN PR 00936-2589

SEARS  
PENSION SERVICE CENTER  
PO BOX 56856  
JACKSONVILLE, FL 32241-6856

SIMPLICITY PLAN OF PR  
PO BOX 71481  
SAN JUAN, PR 00936-8581

SOL MELIA VACATION CLUB  
9500 S. DADELAND BLVD.  
SUITE NO. 300  
MIAMI, FL 33156-2824

SOLANGIE PABON SUAREZ  
C/O LCDA MARIA I CORDOVA ITURREGUI  
PO BOX 1539  
GUAYNABO, PR 00970-1539

TRANSWORLD SYSTEMS INC.  
TRES RIOS #27  
GONZALEZ GIUSTI 601  
GUAYNABO, PR 00968

TURABO TESTING  
PO BOX 6705  
CAGUAS PR 00726-6705

VICTOR E RIVERA CONTRERAS  
C/O LCDO HUMBERTO GUZMAN  
644 AVE FERNANDEZ JUNCOS SUITE 501  
SAN JUAN PR 00907-3184

YADIRA REGUEIRA ALVAREZ  
APTO. 1605-CONDO MONTESOL  
#44 CALLE AREKA  
GUAYNABO, PR 00969-6860

YIMAR CARRION TORRES  
APTO. 902-CONDO-MONTESOL  
#44 CALLE AREKA  
GUAYNABO, PR 00969-6860

ZULEIKA ORTIZ BONILLA  
C/O LCDO NELSON N. CORDOVA-MORALES  
PO BOX 11609  
SAN JUAN, PR 00910-2709

FELIX M ZENO GLORO  
PO BOX 1945  
ARECIBO, PR 00613-1945

JOSE ALADINO RAMOS ALICEA  
PO BOX 194770  
SAN JUAN, PR 00919-4770

LUCIRIS IVELISSE SANCHEZ GONZALEZ  
PO BOX 194770  
SAN JUAN, PR 00919-4770

MONSITA LECAROZ ARRIBAS  
OFFICE OF THE US TRUSTEE (UST)  
OCHOA BUILDING  
500 TANCA STREET SUITE 301  
SAN JUAN, PR 00901-1938

WIGBERTO LUGO MENDER  
LUGO MENDER & CO  
CENTRO INTERNACIONAL DE MERCADEO  
CARR 165 TORRE 1 SUITE 501  
GUAYNABO, PR 00968

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Mailable recipients	157
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Total	158

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**E J JIMENEZ & CO.**

Independent Certified Marine Surveyor  
Licensed Maritime Loss Adjuster  
Yacht Engineering Consultant

Member:  
National Assoc. of Marine Surveyors (NAMS)  
Society of Naval Architects & Marine Engineers  
American Society of Naval Engineers

**Condition and Valuation Survey Report  
M/V "PALUAN" Hull # SERF7555G900**

At the request of Carlos Contreras the undersigned Marine Surveyor conducted inspection of captioned vessel while she laid in Afloat at Marina Puerto del Rey, Ponce, Puerto Rico , with the purpose of ascertaining condition and valuation factors for Financial and Insurance underwriting procedures .

**Date of Survey : March 18, 2003**

**Owner of the vessel : Efren Pagan**

**Name of Vessel : " PALUAN "**

**Vessel Builder : Sea Ray Boats. TN , USA.**

**Year : 2000**

**LOA : 38'**

**Beam : 13'**

**Draft : 32"**

**Light ship weight : 18,300 #**

**Intended Service : Recreation**

**Registration : N/A**

**Hull Number : SERF7555G900**

**General Description :**

2000 Sea Ray 380 , Sundancer, Cabin cruiser, all Fiberglass Reinforced Plastic constructed , Deep-V hull configured , off white original gel coat hull & deck . Vessel is propelled by (2) Inboards Turbo Diesels Engines . Vessel exhibiting a general as new Condition.



**EDGARDO J JIMENEZ  
MARINE SURVEYOR**

**M/V "PALUAN"  
Hull # SERF7555G900**

**through hull penetrations :  
seacocks marine grade with emergency ball valves where found clean and operable and  
double clamped.**

**Surveyor Notes and Valuation :**

This Vessel was found well preserved, with a good maintenance program , the physical condition overall was found to be as new .Valuation reflects consideration of Book values, Replacement values fairly depreciated, condition and extra equipment. Provisions of the Uniform Standards of Professional Appraisal Practices were observed. This Report is not a Pre-purchase Evaluation.

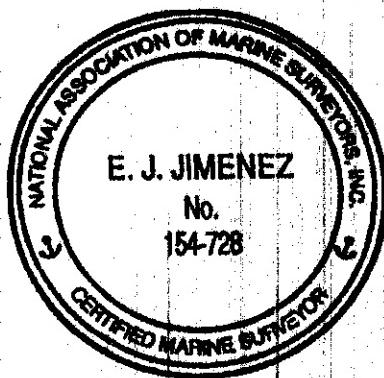
**Estimated Actual Value : \$280, 000.00  
Estimated Replacement : \$360, 000.00**

No seatrial was conducted nor requested, the use of this report is limited to financial and insurance evaluation.

The above report is an statement of opinion signed and submitted without prejudice to the rights and or interest of whom may it concern .

  
**Edgardo J Jimenez CMS-NAMS  
Certified Marine Surveyor  
March 20, 2003**

**Page 5 of 5**



FAX  
LUNES  
10:00 AM

**DRNA-OCN-001-A**

**ESTADO LIBRE ASOCIADO DE PUERTO RICO**  
**Departamento de Recursos Naturales y Ambientales**  
**Oficina del Comisionado de Navegación**  
**CERTIFICADO DE NUMERACION**

**NUMERO DE REGISTRO SERIE CASCO**  
**PR0707AC SERF7555G900**

**NOMBRE DEL DUEÑO**  
**JOSE A RAMOS ALICEA**

**DIRECCION**  
**PO BOX 194770**

**SAN JUAN PR 00919-4575**

**MARCA**  
**Sea Ray**

**MARBETE**  
**MATERIALES DEL CASCO**

**ESLORA**  
**38**

**USO**  
**Placer**

**PROPIETARIO**  
**ALESSANDRA**

**FIRMA**



**DRNA-OCN-001 ESTADO LIBRE ASOCIADO DE PUERTO RICO**  
**Departamento de Recursos Naturales y Ambientales**  
**Oficina del Comisionado de Navegación**  
**SOLICITUD DE INSCRIPCION Y NUMERACION**

NUMERO DE REGISTRO PR0707AC	NUMERO DE CASCO SERF7555G900	REGISTRO INACTIVO
NOMBRE DEL DUEÑO JOSE A RAMOS ALICEA	DIRECCION PO BOX 194770	SEGURO SOCIAL XXX-XX-2167
		TELÉFONO 7877674575
RAZON PARA LA SOLICITUD Renovacion	FABRICANTE Sea Ray	AÑO DE CONSTRUCCIÓN 2000
FECHA DE INSCRIPCION 03-Jul-02	MARBETE	MATERIAL DEL CASCO PLASTICO
TOTAL DE DUEÑOS 1	ESLORA 38	COMBUSTIBLE DIESEL
NOMBRE DE LA EMBARCACION ALESSANDRA	USO Placer	PROPIELACIÓN INBOARD
	CLASIFICACION A	LOCALIDAD USO PRINCIPAL Fajardo

NOMBRE DEL SOCIO ADMINISTRATIVO O EMPLEADO AUTORIZADO

RELACION DE MULTAS ADMINISTRATIVAS		
BOLETO NUM.	FECHA	IMPORTE
09-74020	25-Aug-09	\$800.00
09-69614	24-Mar-09	\$800.00
08-69766	04-Nov-08	\$800.00
08-52982	11-Mar-08	\$800.00
07-66611	27-Mar-07	\$800.00
07-67139	13-Feb-07	\$800.00

DECLARO DE CONFORMIDAD CON LAS PENALIDADES DISPUESTAS EN LA LEY 430 DEL 21 DE DICIEMBRE DE 2000, SEGUN ENMENDADA, QUE SOY EL DUEÑO DE LA EMBARCACION AQUI DESCRITA Y QUE LOS DETALLES QUE EN ESTA FORMA APARECEN SON CORRECTOS Y VERDADEROS.

I DECLARE UNDER THE PENALTIES PREScribes IN ACT 430 OF DECEMBER 2000, AS SUBSEQUENTLY AMENDED THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF I OWN THE VESSEL DESCRIBED AND ALL MATTERS STATED HERE ARE TRUE AND CORRECT.

FIRMA DEL DUEÑO/DUEÑOS/PERSONA AUTORIZADA O SOCIO ADMINISTRADOR

CATEGORIA Y NUMERO DE IDENTIFICACION

PARA USO DEL DRNA-OCN
EXPIRACION julio 2006
RENOVACION julio 2010

SELLO OFICIAL NOMBRE DEL EMPLEADO CENTRO REGIONAL

**IMPORTE MULTA CIFRA 1150**

**\$ 4,800.00**

**IMPORTE MARBETE CIFRA 1150**

**\$ 200.00**

PARA USO DEL DEPARTAMENTO DE HACIENDA
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